

danger to the community. Despite the United States' arguments that some Caribbean islands are locations where financial frauds may be facilitated, there is no evidence that the defendant is currently engaged in any such activity or that he will use his vacation as an opportunity to further a fraud. The Court also concludes that the short duration of the trip, the specific itinerary involved, and the fact that defendant does not appear to be facing significant prison time, coupled with his compliance with bond conditions to date, indicate that no increased risk of flight or non-appearance will result if the modification is granted. Finally, there is no indication that this modification will interfere with the ability of his pretrial services officer to monitor his compliance with the existing conditions of release or to implement or carry out any treatment or counseling program.

Based on the foregoing, defendant's motion to modify conditions of release (#22) is granted. Those conditions are modified to permit defendant to travel outside his restricted travel areas from December 3, 2006 through December 10, 2006, for purposes of vacationing. He shall comply with the itinerary described in his motion, and shall report to Pretrial Services immediately upon his return.

/s/ Terence P. Kemp
United States Magistrate Judge